



PATENTS  
UV-100 CPA

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Edward B. Knudson

Application No. : 09/375,901 Confirmation No. : 5773

Filed : August 17, 1999

For : APPARATUS AND METHODS FOR CONSTRAINED  
SELECTION OF FAVORITE CHANNELS

Group Art Unit : 2611

Examiner : Krista Kieu-Oanh Bui

**RECEIVED**

APR 06 2004

Technology Center 2600

New York, New York 10020  
March 24, 2004

Mail Stop RCE  
Hon. Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

**RECEIVED**

APR 06 2004

Technology Center 2600

REPLY TO FINAL OFFICE ACTION

Sir:

This is in response to the Final Office Action  
of January 23, 2004.

Claims 29-94 and 107-122 are pending in this  
application.

Claims 29-94 and 107-122 are rejected under  
35 U.S.C. § 103(a) as being unpatentable over LaJoie et  
al. U.S. Patent No. 5,850,218 (hereinafter "LaJoie") in  
view of Wugofski U.S. Patent Application Publication No.  
2002/0108110 A1 (hereinafter "Wugofski").

Applicant and the undersigned attorney wish to  
thank the Examiner for the courtesies extended during the

Express Mail Label No.  
EV 270261547 US

telephonic interview on the merits conducted on February 11, 2004 with the undersigned attorney.

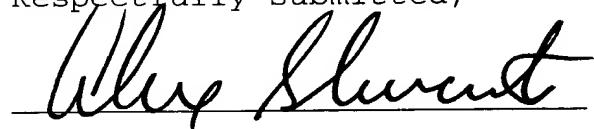
During the interview, claim 29 was discussed in connection with LaJoie and Wugofski. The undersigned explained the patentability of claim 29 over LaJoie and Wugofski. The Examiner agreed that further review of these two references would be necessary in order to find a proper basis of rejection.

In the Examiner's Interview Summary of February 13, 2004, the Examiner indicates that claim 1 was discussed. As noted above, applicant believes the Examiner intended to indicate that claim 29 was discussed. Moreover, the Examiner's Interview Summary notes that the undersigned "argued that either LaJoie or Wugofski disclose[] 'means for designating at least one of the available media types as a preferred media type for a current viewing session independently from designating a favorite channel'" (emphasis added). Applicant believes the Examiner intended to indicate that the undersigned argued that neither of the references disclose the stated feature. This would make it a consistent account of the interview.

In view of the foregoing, applicant respectfully requests that the rejections under 35 U.S.C. § 103(a) be withdrawn.

Applicant respectfully submits that the present application, including claims 29-94 and 107-122, is in condition for allowance. Prompt reconsideration is requested.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Alexander Shvarts". The signature is fluid and cursive, with a horizontal line underneath it.

Alexander Shvarts  
Registration No. 47,943  
Attorney for Applicant  
FISH & NEAVE  
Customer No. 1473  
1251 Avenue of the Americas  
New York, New York 10020-1105  
Tel.: (212) 596-9000